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ORACLE AMERICA, INC.

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION**

ORACLE AMERICA, INC.

Plaintiff,

v.

GOOGLE, INC.

Defendant.

Case No. CV 10-03561 WHA

**ORACLE AMERICA, INC.'S
ADMINISTRATIVE MOTION TO FILE
DOCUMENTS UNDER SEAL**

Dept.: Courtroom 8, 19th Floor
Judge: Honorable William H. Alsup

Plaintiff Oracle America, Inc. (“Oracle”) hereby moves to file portions of its March 6, 2012 Reply in Support of its Motion to Strike Portions of the Supplemental Expert Report of Dr. Gregory K. Leonard, portions of Google’s Reply in Support of its Motion to Strike Portions of Third Expert Report by Iain Cockburn and Expert Report by Steven Shugan (Dkt. No 751), portions of Exhibits A, B, C, D & E to the declaration of Reid Mullen In Support Of Google Inc.’s Reply In Support Of Motion to Strike Portions of Third Expert Report by Iain Cockburn and Expert Report by Steven Shugan (Dkt. No. 752), and portions of Google’s Opposition to Oracle’s Motion to Strike Portions of the Supplemental Expert Report of Dr. Gregory K. Leonard (Dkt. No. 762) pursuant to the Protective Order entered in this case and Local Rules 79-5(c) & (d).

Oracle moves to seal the following information:

As to **Google’s Reply In Support Of Motion to Strike Portions of Third Expert Report by Iain Cockburn and Expert Report by Steven Shugan** (Dkt. No. 751) (“Google’s Reply”) and supporting documents:

- Material redacted on page 6, lines 6 through 7; page 8, lines 18 through 20; and all of the redactions on pages 9 through 10 of Google’s Reply;
- Mullen Declaration Exhibit A (Cockburn Deposition): Pages 124:1–125:25, 155:1–25, 157:1–159:9, and 159:19 –160:25
- Mullen Decl. Exhibit B (Plummer Deposition): Pages 5:11–12, 35:21–25, 36:1–41:25, 53:1–13, 54:10–54:25, 55:1–56:25, and 105:1–107:25.
- Mullen Decl. Exhibit C (Rose Deposition): Pages 7:6–9, 82:14–25, 83:1–84:25, 87:1–and 89:25.
- Mullen Decl. Exhibit D (Wong Deposition): Pages 87:1–90:25, 92:1–94:10, 95:4–97:25, 101:6–102:25, and 139:1:140:21.
- Mullen Decl. Exhibit E (Kessler Deposition): Pages 35:1–36:25, 42:1–44:25, 71:1 – 75:3, and 75:17–75:25.

As to **Google’s Opposition To Oracle’s Motion to Strike Portions of the Supplemental Expert Report of Dr. Gregory K. Leonard** (Dkt. No. 762) (“Leonard Opposition”) and supporting documents:

- All material redacted on pages 1–2 and 8–10 of the Leonard Opposition

- Exhibit F to the Declaration of David Zimmer in support of the Leonard Opposition (Dkt. No. 763).

As to **Oracle's Reply In Support Of Its Motion to Strike Portions of the Supplemental Expert Report of Dr. Gregory K. Leonard** (filed March 6, 2012) ("Leonard Reply") the following material shall remain under seal:

- All material redacted on pages 1 and 7–9 of the Leonard Reply.

The materials that Oracle seeks to seal have been designated as Confidential or Highly Confidential – Attorney's Eyes Only. As described in the accompanying Declaration of Andrew Temkin, ("Temkin Decl."), the portions listed above reveal the process and substance of the valuation exercise; describe the value that Professor Cockburn ascribes to certain of Oracle's patents and copyrighted code; reveal highly sensitive acquisition-related and accounting documents that Oracle keeps closely guarded in the ordinary course of business; and/or list the home addresses of Oracle employees. Disclosure of this information would cause serious harm to Oracle by providing an unfair advantage to Oracle's negotiating counterparties. For the reasons stated in the accompanying Temkin Declaration, those materials should remain under seal.

A narrowly tailored proposed sealing order accompanies this motion.

Dated: March 6, 2012

BOIES, SCHILLER & FLEXNER LLP

By: /s/ Steven C. Holtzman
Steven C. Holtzman

Attorneys for Plaintiff
ORACLE AMERICA, INC.